

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: John Stephen Dunfield et al. **Examiner:** Saira Raza
Application No: 10/765,402 **Group Art Unit:** 1711
Filing Date: January 27 2004 **Confirmation No:** 2192
Title: METHOD OF MAKING MICROCAPSULES UTILIZING A FLUID
EJECTOR

AMENDMENT PUTTING CLAIMS INTO CONDITION FOR ALLOWANCE IN
ACCORDANCE WITH BPAI DECISION

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The Office Action mailed March 17, 2009 has been carefully considered. In response thereto, please enter the following amendments and/or consider the following remarks.

AUTHORIZATION TO DEBIT ACCOUNT

It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 08-2025.

*S/N: 10/765,402
Case: 100202073-1
Amendment A*

INTRODUCTORY COMMENTS

The Board of Patent Appeals and Interferences (BPAI) in its decision on Appeal 2008-5764 affirmed the rejection(s) against independent claims 1 and 47, but reversed all rejections against claim(s) 3, 5, 6, 9, 10, 12, 13, 15, 16, 19-28, 48, 50, and 52-55 dependent thereon. Applicant has amended the claims to put them in allowable form based on the reversal of rejections by the BPAI.

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